



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#8
1. P.
S. Bryce
3/26/02

In re application of:
Blatter et al.

Group Art Unit: 3731

NE
AR

Application No. 09/736,937

Filed: December 14, 2000

For: **LOCKING COMPRESSION PLATE APPARATUS**

Date: January 3, 2002

Examiner: William Lewis

TERMINAL DISCLAIMER

RECEIVED
MAR 21 2002
TC 3700 MAIL ROOM

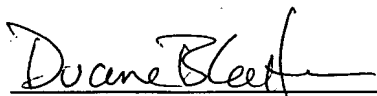
TO THE ASSISTANT
COMMISSIONER FOR PATENTS:

Duane D. Blatter, the owner of a 100 percent interest in the instant application and co-pending Application No. 09/737,200, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which terminal part would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of any patent granted on co-pending Application No. 09/737,200. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the any patent granted on the above referenced co-pending application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the co-pending application, as presently shortened by any terminal disclaimer, in the event that it later expires: for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court

of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Duane D. Blatter

Dated: March 11, 02